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*Admitted only in Maryland
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Federal Agencies

January 26, 2005

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Mail Stop Amendment

Re: U.S. Utility Patent Application
Application No. 10/763,252; Filed: January 26, 2004
For: **Animal Cell Culture Media Comprising Non-Animal or Plant-Derived
Nutrients**
Inventors: Price *et al.*
Our Ref: 0942.4120006/RWE/FRC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Reply to Restriction Requirement and Elections of Species; and
2. Return postcard.

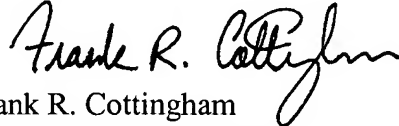
It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
January 26, 2005
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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

A handwritten signature in black ink, appearing to read "Frank R. Cottingham". The signature is fluid and cursive, with the first name "Frank" and last name "Cottingham" clearly distinguishable.

Frank R. Cottingham
Attorney for Applicants
Registration No. 50,437

FRC/pcd
Encls.

357408v1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

PRICE *et al.*

Appl. No. 10/763,252

Filed: January 26, 2004

For: **Animal Cell Culture Media
Comprising Non-Animal or Plant-
Derived Nutrients**

Confirmation No.: 8017

Art Unit: 1654

Examiner: Coe, S.

Atty. Docket: 0942.4120006/RWE/FRC

Reply to Restriction Requirement and Elections of Species

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated **December 28, 2004**, requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby provisionally elect to prosecute the invention of Group I, represented by claims 1-13, 18-21 and 26-28.

According to the Examiner, if Group I is elected, Applicants must elect a single species from each of (A), (B), (C), (D) and (E), set forth at page 3 of the Office Action. Accordingly, Applicants elect the following species:

- (A) phosphoethanolamine;
- (B) linolenate;
- (C) stigmasterol;
- (D) mammalian cell; and
- (E) rice.

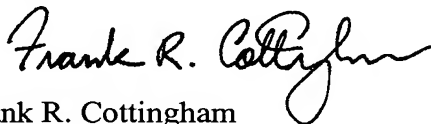
These elections are made without prejudice to or disclaimer of the other claims or inventions disclosed. These elections are made **without** traverse.

It is not believed that extensions of time are required beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. §1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Consideration and allowance of all pending claims are respectfully requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Frank R. Cottingham
Attorney for Applicants
Registration No. 50,437

Date: JAN. 26, 2005

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